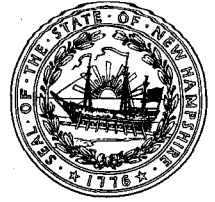




The State of New Hampshire
Department of Environmental Services



Michael P. Nolin
Commissioner

**LETTER OF DEFICIENCY
WET 06-010**

January 26, 2006

Gilles Champagne
d/b/a GPC Logging
PO Box 10
Colebrook, NH 03576

RE: DES Wetlands File #2005-02674 Cedar Stream Road, Clarksville

Dear Mr. Champagne:

On November 4, 2005, personnel from the Department of Environmental Services ("DES") conducted an inspection of the above-referenced property. The purpose of the inspection was to determine compliance with RSA 482-A and NH Code of Admin. Rules Wt 100-800.

During the inspection the following deficiencies were documented:

1. Failure to install a temporary stream crossing over an intermittent stream in violation of NH Admin. Rule Wt 304.05(b);
2. Failure to comply with *Best Management Practices for Erosion Control on Timber Harvesting Operations in New Hampshire*, specifically by:
 - a. Failure to leave a protective strip of undisturbed soil around streams or surface waters (streamside management zones); and
 - b. Failure to minimize erosion potential by failing to use erosion control devices.
3. Failure to file a Notification of Forest Management or Timber Harvesting Activities Having Minimum Wetlands Impact (Forestry Notification) in violation of RSA 482-A.

In response, you are requested to take the following actions by June 30, 2006:

1. Stabilize exposed soils along each disturbed bank of the stream channel by seeding with conservation mix and mulching with straw. The seed and mulch should cover an area at least 50' in width from the stream bank;
2. Re-shape and stabilize exposed ditches with erosion control blankets, stone check dams, hay bales or a combination thereof; and
3. Inspect cross-drainage culverts and remove accumulated sediment, by hand, at their inlet and outlet. Dredge spoils should be placed out of DES Wetlands Bureau jurisdiction.
4. **Notify the Water Resources Council and the DES Wetlands Bureau in writing at least five days prior to beginning work.**

RSA 482-A, the New Hampshire Wetlands law, was enacted to protect and preserve wetlands and surface waters from unregulated despoliation. Prior to dredging, filling, or construction in and adjacent to wetlands or surface waters, an individual is required to obtain a permit. If work is done without a permit, this is considered a violation of RSA 482-A. Failure to respond to this Letter of Deficiency in a timely and complete manner may be construed as noncompliance by the receiving party.

DES personnel may conduct another inspection at a later date to determine whether you have come into and are maintaining full compliance with the applicable statute and rules.

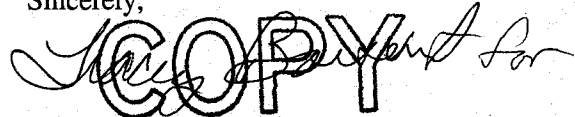
Issuance of this letter shall not preclude further enforcement by DES. Failure to comply with RSA 482-A will result in enforcement by DES, including but not limited to the issuance of fines, administrative orders, or referral to the New Hampshire Office of the Attorney General for imposition of civil penalties.

All documents submitted in response to this Letter of Deficiency should be addressed as follows:

Linda Magoon
Wetlands Bureau
Department of Environmental Services
29 Hazen Drive
PO Box 95
Concord, NH 03302-0095

Should you have any questions regarding this letter, or wish to arrange a meeting, please contact Linda Magoon at (603) 271-4056 or by e-mail at lmagoon@des.state.nh.us.

Sincerely,



Collis G. Adams, CWS
Administrator
Wetlands Bureau

CERTIFIED MAIL 7005 0390 0001 8439 3749

cc: Michael P. Nolin, Chair, Water Resources Council
Rene Pelletier, Asst. Director, Water Division
Gretchen R. Hamel, Administrator, DES Legal Unit
Jim Gallagher, Administrator, DES Dam Bureau
Tim Carney, DES Dam Bureau
David Chappell, DES Dam Bureau
Mark Stevens, DES Dam Bureau
Jeff Blecharczyk, DES Wetlands Bureau
John Accardi, DRED
Will Staats, NH Fish & Game
Clarksville Board of Selectmen
USACOE